

REMARKS

Claims 47-67 are pending in the present application. Claims 1-46 have been canceled herein without prejudice to their inclusion in any later filed continuing applications.

Amendment to the Claims

New claims 47-67 have been added by way of the present Preliminary Amendment. Support for the present amendments can be found throughout the specification as filed and more particularly at the sections detailed further herein.

Support for a method of determining the presence or absence of tissue oedema can be found at for example, page 13, beginning at line 24. Support for measuring bioelectrical impedance in a first and a second anatomical region can be found at, for example, page 7 beginning at line 1. Support for paired and dissimilar anatomical regions can be found at, for example, page 7, beginning at line 5. Support for limbs can be found at, for example, page 7, beginning at line 12. Support for measuring bioelectrical impedance at the same anatomical region at separate times can be found in the specification as filed at page 7, beginning at line 23. Support for frequency ranges can be found at, for example, page 7, line 1 and page 8, beginning at 3. Support for developing a ratio based on two measurements can be found at, for example, page 8, beginning at line 9. Support for a correction factor can be found at, for example, page 9, beginning at line 25.

Support for an apparatus for determining the presence or absence of tissue oedema can be found at, for example, page 13, beginning at line 26, and at page 10, beginning at line 30. Support for applying a current means to a first and second anatomical region can be found at, for example, page 11, beginning at line 10. Support for a current means with a distal and proximal electrode can be found at, for example, page 12, beginning at line 12. Support for a monitoring means and an analysis means can be found at, for example, page 12, beginning at line 6. Support for a means for recording bioimpedance in two anatomical regions can be found at, for example, page 12, beginning at line 15.

Applicants respectfully submit that no new matter is being added by way of the present Preliminary Amendment.

Amendments to the Specification

The specification has been amended herein to properly reflect the priority information of the present Application. In particular, page 1 of the specification has been amended to indicate that the present Application is a continuation of U.S. Patent Application No. 10/029,015, filed on December 20, 2001, now allowed, which is a continuation of International Patent Application No. PCT/AU00/00702, filed June 22, 2000, which claims priority to Australian Application No. PQ1137, filed June 22, 1999.

The specification has also been amended by way of the present Preliminary Amendment to add an Abstract of the Technical Disclosure. An abstract was inadvertently omitted from U.S. Patent Application No. 10/029,015, from which the instant application claims priority. An abstract was added by way of a Second Preliminary Amendment mailed on February 19, 2002 in U.S. Patent Application No. 10/029,015, and is merely a brief summary of the invention described in the specification and therefore does not include new matter. Further, Applicants respectfully submit that the present addition of an Abstract of the Technical Disclosure puts the instant application in compliance with 37 C.F.R. §1.72(b).

Summary

Applicants respectfully submit that the claims are fully supported in the specification as filed and that the specification has merely been amended herein to update the priority information of the present application and to place the present application in compliance with 37 C.F.R. §1.72(b). No new matter has been added by way of the present amendment.

Favorable examination of the claims is hereby requested.

Respectfully submitted,

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(Date)

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